

# Juvenile William Flynn To Be Tried as Adult

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**EXETER** — At least one of three juveniles implicated in the Gregory Smart murder case will stand trial as an adult, a source said last night.



File Photo

WILLIAM FLYNN

A Superior Court judge has accepted the Derry District Court's certification of juvenile William Flynn as an adult for trial, the source said.

The juvenile has been identified in court documents only as "William F." The Union Leader, however, identified the three teens as Flynn, Vance Lattime and Patrick Randall, all of Seabrook.

Judge Philip Mangones' ruling was provided yesterday to attorneys involved in the case. The court's written opinion is to be made public Monday.

Prosecutors are attempting to certify the two other teens implicated in Smart's murder, that occurred at his Derry condominium May 1.

Once a juvenile is certified as an adult, prosecutors can present the case to a grand jury for it to decide whether the individual should be indicted, according to

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Rockingham County Clerk of Courts Raymond Taylor.

Defense attorney Jeffrey Kaye said he was notified of the ruling by phone, but would not comment until he had a chance to read the lengthy ruling.

"We won't discuss the bottom line until we see what the bottom line is," he said.

Prosecutor Diane Nicolosi could not be reached for comment.

Police allege Flynn fired the shot to the head that killed Smart. As a juvenile, he was charged with delinquency. Prosecutors had said Flynn, if certified, would face a charge of first-degree murder and a maxi-

mum penalty of life in prison without parole.

The two other teens were charged with delinquency and face charges of being accomplices to first-degree murder if certified as adults.

Lattime, who was certified as an adult by Derry District Court, is scheduled to appear in Superior Court for a hearing Jan. 16.

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